

1/9/2008 - Dismissal is granted in part. Court will maintain continuing jurisdiction only for period of 60 days.
IT IS SO ORDERED.

/s/SOLOMON OLIVER, JR. - UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

TRUSTEES OF THE SHEET METAL
WORKERS' NATIONAL PENSION
FUND, et al.,

Plaintiffs,

vs.

COMFORT SYSTEMS USA,

Defendant.

* CASE NO.: 1:07 CV 2406
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* JUDGE SOLOMON OLIVER, JR.
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* STIPULATION OF DISMISSAL
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The parties hereto hereby stipulate, pursuant to Rule 41(a)(1)(A) that the within action is dismissed with prejudice. The parties have reached a settlement, and respectfully request that the Court maintain jurisdiction until the terms of said settlement are satisfied.

Respectfully submitted,

/s/ William D. Brady II
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/s/ Brian Kelly (via telephone consent)
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CERTIFICATION

I hereby certify that on January 8, 2008, a copy of the foregoing Stipulation of Dismissal was filed electronically and is available to all parties on the electronic filing system.

/s/William D. Brady II
William D. Brady II